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9  
10 **UNITED STATES DISTRICT COURT**

11 **SOUTHERN DISTRICT OF CALIFORNIA**

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13 **OUTERBRIDGE ACCESS ASSOCIATION,  
14 SUING ON BEHALF OF DIANE CROSS;  
15 and DIANE CROSS, An Individual,**

16 **Plaintiffs,**

17 **v.**

18 **HOME DEPOT U.S.A., INC. d.b.a.  
19 THE HOME DEPOT #6679; MIRA MESA  
20 MARKETPLACE WEST, LLC; AND DOES  
21 1 THROUGH 10, Inclusive,**

22  
23 **Defendants.**

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25 **Case No.: 08cv0046 JM (JMA)**

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27 **PROOF OF SERVICE VIA ECF**

28  
29 [Fed.R.Civ.P. 6(e)]

30  
31 **STATE OF CALIFORNIA, COUNTY OF SAN DIEGO**

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33 I am employed in the County of San Diego, State of  
34 California. I am over the age of 18 and not a party to the  
35 within action; my business address is 3033 Fifth Avenue, Suite  
36 410, San Diego, California, 92103.

37  
38 On this date, I served the following document(s) described  
39 as **FIRST AMENDED COMPLAINT** on all Defendants in this action:

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ATTORNEY FOR DEFENDANT HOME DEPOT U.S.A., INC. d.b.a. THE HOME  
DEPOT #6679

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ATTORNEY FOR DEFENDANT MIRA MESA MARKETPLACE WEST, LLC

X BY ELECTRONIC SERVICE TRANSMISSION via the United States District Court, Southern Division of California, Case Management/Electronic Case Files, Filing System. I served a copy of the above listed document(s) to the e-mail addresses of the addressee(s) by use of email as identified and maintained therein.

AND/OR BY:

placing  the original  a true copy  
thereof enclosed in sealed enveloped addressed as stated above.

**BY MAIL:** I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal

1 Service on the same day with postage thereon fully prepaid,  
2 mailed at San Diego, California, in the ordinary course of  
3 business. I am aware that on motion of the party served, service  
4 is presumed invalid if postal cancellation date or postage meter  
5 date is more than one day after date of deposit for mailing in  
6 affidavit.

7

8       **BY FACSIMILE TRANSMISSION:** From FAX No. (619) 858-3646  
9 to the facsimile numbers listed above on the mailing list. The  
10 facsimile machine I used complied with Rule 6 (e), and no error  
11 was reported by the machine.

12

13       **STATE:** I declare under penalty of perjury, under the  
14 laws of the State of California, that the foregoing is true and  
15 correct.

16       **FEDERAL:** I declare that I am employed in the office  
17 of a member of the Bar of this Court, at whose direction this  
18 service was made.

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20       **EXECUTED** on March 28, 2008, at San Diego, California.

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Angela Payne